

SENATE BILL 1550

By Ketron

AN ACT to amend Tennessee Code Annotated, Title 50
and Title 56, relative to workers' compensation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 50-6-903, is amended by deleting the section in its entirety and substituting instead the following:

Any construction services provider who meets one (1) of the following criteria may apply for an exemption from § 50-6-902(a):

(1) An officer of a corporation who is engaged in the construction industry; provided, that no more than five (5) officers of one (1) corporation shall be eligible for an exemption;

(2) A member of a limited liability company who is engaged in the construction industry if such member owns at least twenty percent (20%) of such company;

(3) A partner in a limited partnership, limited liability partnership or a general partnership who is engaged in the construction industry if such partner owns at least twenty percent (20%) of such partnership;

(4) A sole proprietor engaged in the construction industry; or

(5) An owner of any business entity listed in subdivisions (1)-(3) that is family-owned; provided, no more than five (5) owners of one (1) family-owned business may be exempt from § 50-6-902(a).

SECTION 2. Tennessee Code Annotated, Section 50-6-914(b)(2), is amended by deleting the subdivision in its entirety and substituting instead the following:

(2)

(A) No more than three (3) individual construction services providers who are performing direct labor on a commercial construction project may be exempt from § 50-6-902(a).

(B) For purposes of subdivision (b)(2)(A), the three (3) individual construction services providers shall be selected by the general contractor.

(C) It shall be the responsibility of the general contractor to provide notice to any individual construction services provider who provides services to such general contractor and who is listed on the registry that such provider is not eligible for an exemption pursuant to this part while working on the general contractor's commercial construction project.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.